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MS RCE  
PATENT  
1163-0258

#18  
11/21/03  
A.W.

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: MITSUGI, Tatsuya Conf.: 8311  
Appl. No.: 09/424,661 Group: 2177  
Filed: November 29, 1999 Examiner: Ali, Mohammad  
For: OBJECT DATA RETRIEVING DEVICE, OBJECT  
DATA RETRIEVING METHOD, AND COMPUTER-  
READABLE RECORDING MEDIUM CONTAINING  
RECORDER DATA

REQUEST FOR CONTINUED EXAMINATION  
UNDER 37 C.F.R. § 1.114

MS RCE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

June 25, 2003

Sir:

This is a "Request for Continued Examination" under 37 C.F.R. § 1.114, the provisions of which do not apply to:

(1) A provisional application; (2) An application for a utility or plant patent filed under 35 U.S.C. 111(a) before June 8, 1995; (3) An international application filed under 35 U.S.C. §363 before June 8, 1995; (4) An application for a design patent; or (5) A patent under reexamination.

Submission of an RCE is limited to an application in which prosecution is closed; e.g. final rejection, Ex Parte Quayle; or notice of allowability

☒ This Request for Continued Examination is being filed prior to the earliest of:

(1) Payment of the issue fee, unless a petition under § 1.313 is granted; (2) Abandonment of the application; or (3) The filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit under 35 U.S.C. § 141, or the commencement of civil action under 35 U.S.C. §§ 145 or 146, unless the appeal or civil action is terminated.

Appl. No. 09/424,661

- ☐ The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- ☐ The enclosed document is being transmitted via facsimile.
- ☒ Submission Required under 37 C.F.R. § 1.114:

Enter as part of the present submission:

- ☒ An After Final Amendment previously filed on May 22, 2003, under 37 C.F.R. § 1.116 but unentered, in the present application.
- ☐ Arguments in the Appeal Brief or Reply Brief previously filed on . . .
- ☐ A Reply Under Rule 1.111, attached hereto. Claim fee(s) are calculated as set forth below:

	TOTAL NUMBER OF CLAIMS PREVIOUSLY PAID FOR	TOTAL NUMBER OF CLAIMS BEING FILED HEREWITH	<u>NUMBER EXTRA</u>	Large Entity		Small Entity	
				Rate	Fee	Rate	Fee
Total Claims	12	20 =	0	X 18	\$	X 9	\$
Independent Claims	5	5 =	0	X 84	\$	X 42	\$
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM				280	\$	140	\$
TOTAL CLAIM FEE(S)						\$0.00	

- ☐ An Information Disclosure Statement (IDS) and PTO-1449 form(s) is/are attached hereto for the Examiner's consideration.
- ☐ Other:
- ☐ Miscellaneous
- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of ( ) months. (Period of suspension shall not exceed 3 months.)
- ☒ Fees
- The required fee under 37 C.F.R. § 1.17(e) as required by 37 C.F.R. § 1.114 when the RCE is filed, is enclosed herewith:

Appl. No. 09/424,661

- ☐ \$375.00 - small entity  
☒ \$750.00 - large entity

- ☒ The applicant(s) hereby petition(s) for an extension of one (1) month(s) pursuant to 37 C.F.R. §§ 1.17 and 1.136(a). The fee has been calculated as shown below:
- ☒ NO extensions of time have been previously obtained in the prior application. Thus, a fee of \$110.00 is required for the full period of the above-requested extension of time.
- ☐ An extension of ( ) month(s) was previously requested and paid for on in the instant application. Thus, a fee of \$0.00 is required to obtain an additional ( ) month(s) extension.
- ☐ The fee of \$0 under 37 C.F.R. § 1.17(i) for suspension of action is enclosed.
- ☒ Enclosed is(are) check(s) in the total amount of \$860.00 for the applicable filing fee, additional claims fee, suspension fee, and/or extension fees.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH &amp; BIRCH, LLP

By 

Michael R. Cammarata, #39,491

MRC/kpc  
1163-0258

Attachment(s)

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

(Rev. 04/30/03)

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P. 01

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(703) 698-8590 (GIV)

**Birch, Stewart, Kolasch & Birch, LLP****Fax**

**To:** Examiner Mohammad Ali  
USPTO

**From:** Michael R. Cammarata

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**Fax:** 703 746-5652  
**Date:** November 18, 2003

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**Phone:**  
**Pages:** 8 (including cover sheet)

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**Your Ref.:** U.S. Appl. No. 09/424,661  
**Our Ref.:** 1163-0258P

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**Re:**  
**CC:**

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☒ **Urgent**    ☐ **For Review**    ☐ **Please Comment**    ☐ **Please Reply**    ☐ **Please Recycle**

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PATENT  
1163-0258P

## IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:	T. MITSUGI	Conf.:	8311
Appl. No.:	09/424,661	Group:	2177
Filed:	November 29, 1999	Examiner:	M. Ali
For:	OBJECT DATA RETRIEVING DEVICE, OBJECT DATA RETRIEVING METHOD, AND COMPUTER- READABLE RECORDING MEDIUM CONTAINING RECORDER DATA		

LETTER

VIA FACSIMILE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-01450

November 18, 2003

Sir:

The U.S. Patent and Trademark Office is hereby advised that an RCE was filed together with a one-month extension of time fee on June 25, 2003, as evidenced by the attached copy of the date-stamped postcard receipt and cancelled check # 9003427. We have also enclosed a copy of the Request for Continued Examination.

It is requested that as a result of the filing of this Letter and attachments that the Examiner correctly reflect the filing of the RCE in the above-identified application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Appl. No. 09/424,661  
Attorney Docket No. 1163-0258P

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By: 

Michael R. Cammarata, #39,491

MRC/kpc

P.O. Box 747  
(703) 205-8000  
Falls Church, VA 22040-0747

Papers Filed herewith on: 6-25-03 37  
DOCKET NO.: 1163-0258 ATTY: MKM/MRC  
APPLICANT(S): MITSUGI  
APPLN. NO: 09/424,661 FILED: 11-29-99  
PAT NO.: \_\_\_\_\_

- ☐ New Application with Transmittal Letter  
☐ Utility ☐ Design ☐ CIP ☐ PCT ☐ Provisional  
☐ Filing Under 37 CFR 1.53(b) ☐ CONT ☐ DIV  
☐ Filing Under 37 CFR 1.53(d) (CPA)  
☒ Filing Under 37 CFR 1.114(RCE)  
☐ Specification Consisting of: \_\_\_\_\_ pages  
☐ Combined Declaration & Power of Attorney  
☐ Assignment / Cover Letter  
☐ Letter to Official Draftsman  
☐ Drawings \_\_\_\_\_ Sheets ☐ Formal ☐ Informal ☐ Red-Ink  
☐ Completion of Filing Requirements, PCT/DO/EO/905  
or Formalities Letter and Executed Declaration  
☐ Priority Document(s) / Cover Letter, No. Doc. \_\_\_\_\_  
☐ Amendment: \_\_\_\_\_  
☐ Transmittal Ltr ☐ Large Entity ☐ Small Entity  
☐ Response  
☐ Information Disc Stmt. PTO-1449(s) \_\_\_\_\_ doc(s)  
☐ Notice of Appeal ☐ Appeal Brief  
☐ Issue Fee Transmittal ☐ Sequence Listing  
☒ FEES: \$60.00 (RCE Fee 11-MO FEE)  
☐ Letter: (CK No. 4209437)  
☐ Other: \_\_\_\_\_

JUN 25 2003

Receipt is hereby acknowledged of the papers filed as  
indicated in connection with the above identified case.  
COMMISSIONER OF PATENTS AND TRADEMARKS  
Due Date: \_\_\_\_\_  
Handcarry: \_\_\_\_\_

DOCKET NO. 1163-0258

**BIRCH, STEWART, KOLASCH AND BIRCH, LLP**

CPO ACCOUNT

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